

EDGCOMB LAW GROUP, LLP
TIFFANY R. HEDGPETH (SBN 175134)
thedgpeth@edgcomb-law.com
355 S. Grand Ave., Ste. 2450, #2049
Los Angeles, CA 90071-9500
Telephone: (818) 861-7618

*Counsel for Defendant
Arcadia Products, LLC*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

LOS ANGELES WATERKEEPER, a
public benefit non-profit corporation,

Plaintiff,

v.

ARCADIA PRODUCTS, LLC, a
Colorado corporation,

Defendant.

Case No.: 2:24-cv-03445-FLA-SSC

**JOINT REQUEST AND
STIPULATION TO EXTEND TIME
TO RESPOND TO THE
COMPLAINT BY 30 DAYS TO
CONTINUE SETTLEMENT
DISCUSSIONS**

*[Filed concurrently with [Proposed]
Order]*

Complaint filed: April 26, 2024

Complaint served: May 3, 2024

Current response date: September 3,
2024

[Proposed] New response date: October
3, 2024

1 Plaintiff Los Angeles Waterkeeper (“LA Waterkeeper”) and Defendant
2 Arcadia Products, LLC (“Arcadia”) (collectively, the “Parties”), by and through
3 their respective counsel of record, stipulate and agree to extend the time for Arcadia
4 to respond to LA Waterkeeper’s Complaint (Dkt. 1) and request that the Court
5 extend Arcadia’s deadline to respond to the Complaint to October 3, 2024. In
6 support of this Joint Request, the Parties state as follows:

7 1. On May 3, 2024, LA Waterkeeper provided the Complaint to counsel
8 for Arcadia via electronic mail and requested that Arcadia waive service. On May
9 29, 2024, Arcadia executed a Waiver of Service of Summons. Given LA
10 Waterkeeper requested waiver of service on May 3, 2024, Arcadia’s deadline to
11 respond to the Complaint was July 2, 2024.

12 2. The Parties agreed to two previous extensions of Arcadia’s deadline to
13 answer because they have been engaged in good-faith settlement negotiations. First,
14 on June 25, 2024, the Parties agreed to extend the time by which Arcadia had to
15 respond to the Complaint by thirty (30) days pursuant to Local Rule 8-3 (Dkt. 9).
16 Second, on July 29, 2024, the Parties filed a Joint Request and Stipulation to Extend
17 Time to Respond to the Complaint by 30 Days to Continue Settlement Discussions
18 (Dkt. 11), which the Court granted by order dated July 31, 2024 (Dkt. 12). Pursuant
19 to the Court’s order, Arcadia currently must respond to the Complaint by September
20 3, 2024.

21 3. The Parties are continuing their efforts to resolve LA Waterkeeper’s
22 claims short of litigation. The Parties have exchanged drafts of a proposed consent
23 decree. Counsel for the Parties met on August 22, 2024, and August 27, 2024, to
24 discuss the proposed consent decree.

25 4. The Parties seek to continue focusing on settlement and believe that the
26 filing of a responsive pleading is not warranted at this time. Thus, to conserve the
27 Parties’ and the Court’s resources, the Parties request that the Court extend the
28

1 deadline by which Arcadia must respond to the Complaint by thirty (30) days, from
2 September 3, 2024, to October 3, 2024.

3 5. Pre-trial and trial dates have not yet been set.

4 6. A [Proposed] Order Granting the Parties' Joint Request and Stipulation
5 to Extend Time to Respond to Complaint by 30 Days to Continue Settlement
6 Discussions is being filed concurrently herewith.

7
8 IT IS SO STIPULATED.

9
10 Dated: September 3, 2024

EDGCOMB LAW GROUP, LLP

11
12 /s/ Tiffany R. Hedgpeth
13 Tiffany R. Hedgpeth
14 Attorney for Defendant
ARCADIA PRODUCTS, LLC

15 Date: September 3, 2024

LAW OFFICE OF WILLIAM CARLON

16
17 /s/ William Nazar Carlon
18 William Nazar Carlon
19 Attorney for Plaintiff
20 LOS ANGELES WATERKEEPER
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ATTESTATION PURSUANT TO LOCAL RULE 5-4.3.4

Pursuant to Local Rule 5-4.3.4, the undersigned attests that concurrence in the filing of this document has been obtained from each of the other signatories hereto.

Dated: September 3, 2024

EDGCOMB LAW GROUP, LLP

/s/ Tiffany R. Hedgpeth

Tiffany R. Hedgpeth
Attorney for Defendant
ARCADIA PRODUCTS, LLC